

OCA FILE

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22 March 1989  
OCA 1001-89

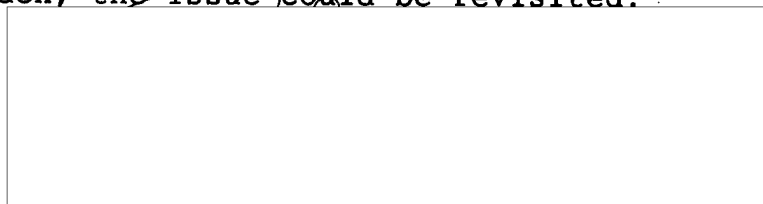
MEMORANDUM FOR THE RECORD

SUBJECT: Fiscal Year 1990 Justice Authorization Bill:  
Conveying CIA Views to OMB

1. On 20 March 1989, I spoke with Brandon Blum, Legislative Analyst, Office of Management and Budget. I advised him the Agency had no objection to the draft Fiscal Year 1990 Department of Justice authorization bill forwarded to this office for Agency comment.

2. An issue had been raised concerning Section 579 of the draft bill, "Reimbursement of Litigation Expenses". Currently, when Justice determines that it cannot represent the individual due to a conflict of interest but that the individual is nonetheless deserving of government-furnished counsel, Justice will pay the costs (albeit at a reduced level) of retaining private counsel for him. Section 579 would authorize Justice to enter agreements with other agencies for the reimbursement of those costs.

3. This raised an issue as to whether the Agency should object to this attempt at cost shifting. Discussions with C/ALD/OGC and Comptroller indicated, however, that rarely, if ever, in the recent past have these circumstances arisen. Accordingly, it was determined not to object to the provision. If the costs become a burden, the issue could be revisited.



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